

MINUTES OF THE REGULAR MEETING OF THE
CITY COMMISSION OF THE CITY OF MARSHALL
THURSDAY, NOVEMBER 10, 2016
6:00 PM

Chairman Eric Neal called the Regular meeting to order in the Commission Chambers, City Hall at 6:00 p.m.

PRESENT:

CHAIRMAN: Eric Neal, District 3

COMMISSIONERS:

Gloria Moon, District 1

LaDarius Carter, District 4

Doug Lewis, District 7

Michael Mitchell, District 2

Larry Hurta, District 6

ABSENT: Vernia Calhoun, District 5

ADMINISTRATIVE STAFF PRESENT:

Lisa Agnor, City Manager

Eddie Campa, Police Chief

Jack Redmon, Support Services Director

Wes Morrison, Planning & Development Director

Elaine Altman, City Secretary/Finance Director

Todd Fitts, City Attorney

Reggie Cooper, Fire Chief

INVOCATION & PLEDGE: Commissioner Carter

363. **RECESS TO CONDUCT THE CITY OF MARSHALL EMPLOYEE BENEFITS TRUST MEETING**

Commissioner Carter made a motion to recess the Regular City Commission Meeting to conduct the City of Marshall Employee Benefits Trust Meeting. Commissioner Moon seconded the motion, which passed with a vote of 6:0.

364. **RECONVENE THE CITY COMMISSION MEETING**

Commissioner Moon made a motion to reconvene the Regular City Commission Meeting. Commissioner Carter seconded the motion, which passed with a vote of 6:0.

365. **PRESENTATIONS FROM THE PUBLIC**

Tony Crosby, 211 N. Bolivar Street, spoke in reference to the cost and the design plans for the Memorial City Hall renovation project. He stressed the importance of having a comprehensive management plan prior to opening.

Jack Canson, 3109 Victory Drive, spoke regarding the cost of balcony boxes, the quality of sound, and the size of the lobby and entrance of Memorial City Hall. He also complimented City Staff for their cooperation and work on the project.

Jack Redmon, Support Services Director, commented on the cost of the balcony.

366. **ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA**

There were no items withdrawn from the Consent Agenda.

367. **CONSENT AGENDA**

Commissioner Moon made a motion to approve the Consent Agenda. Commissioner Carter seconded the motion, which passed with a vote of 6:0.

- A. Consider approval of the minutes from the October 27, 2016 Regular meeting and the October 29, 2016 Special-Called meeting (Strategic Plan Review Workshop).
- B. Report regarding 2016 activities for blight removal within the City of Marshall.

368. **PUBLIC HEARING AND ORDINANCE APPROVAL**

- A. **Z-16-06:** Conduct a Public Hearing and consider an Ordinance amending the official zoning map regarding a 0.165 acre tract of land from R-3 (Single Family Residential) to R-7 (Single Family/Duplex). The subject property is generally located on the east side of George Gregg Street, and on the north side of Cedar Street, specifically defined as 603 Cedar Street.

Wes Morrison, Planning & Development Director, asked for approval of an Ordinance amending the official zoning map regarding a 0.165 acre tract of land from R-3 (Single Family Residential) to R-7 (Single Family/Duplex). The subject property is generally located on the east side of George Gregg Street, and on the north side of Cedar Street, specifically defined as 603 Cedar Street. He presented a petition and pictures and stated that the Planning and Zoning Commission voted 4:2 in favor of the Ordinance.

Commissioners asked questions of Wes Morrison regarding this item.

Chairman Neal opened the public hearing.

Margaret Latham, 1805 Walter Drive, spoke in opposition of the amendment to the zoning map stating she wants to keep the neighborhood zoning the way it is.

Jim Latham, 1805 Walter Drive, spoke in opposition of the zoning change.

John St. Romain, 2505 Mathewson Drive, spoke against the rezoning, and asked the Commission to consider the petition and what the people that live in the area want.

John Bow, 2504 Mathewson Drive, spoke in opposition of the zoning change.

Marty Latham, 8021 Marshall Leigh Road, presented pictures of duplexes owned by the property owner requesting the zoning change. He stated they are in opposition to the rezoning because they don't want their neighborhood to fall into disrepair like the properties in the pictures.

Laura Sheppard, 1400 Washington Place East, spoke against the prospective duplex owner and the zoning change. She said allowing a duplex like this would lower property values for the area.

Tonda Sammons, 2504 Mathewson Drive, spoke in opposition of the zoning change.

Chairman Neal closed the public hearing.

Commissioner Carter made a motion to table the Ordinance amending the official zoning map regarding a 0.165 acre tract of land from R-3 (Single Family Residential) to R-7 (Single Family/Duplex). Commissioner Mitchell seconded the motion, which passed with a vote of 6:0.

SECOND READING OF ORDINANCE

369. CONSIDER APPROVAL OF AN ORDINANCE AMENDING CHAPTER 31 OF THE CITY CODE OF ORDINANCES, REVISING THE SCHEDULE OF WATER RATES AND SEWER RATES, PROVIDING FOR MONTHLY CHARGES, AND PROVIDING AN EFFECTIVE DATE FOR THE RATE ADJUSTMENT.

Lisa Agnor, City Manager, stated there was no new information regarding this Ordinance.

Commissioner Mitchell made a motion to approve the Ordinance amending Chapter 31 of the City Code of Ordinances, revising the schedule of water rates and sewer rates, providing for monthly charges, and providing an effective date for the rate adjustment. Commissioner Moon seconded the motion, which passed with a vote of 6:0.

ORDINANCE

370. CONSIDER APPROVAL OF AN ORDINANCE AMENDING CHAPTER 14, GARBAGE, TRASH, AND WEEDS OF THE CODE OF ORDINANCES, REVISING THE SCHEDULE OF REFUSE RATES BY 6/10 OF 1%, PROVIDING FOR MONTHLY CHARGES, AND ESTABLISHING AN EFFECTIVE DATE OF DECEMBER 1, 2016.

Lisa Agnor asked for approval of an Ordinance amending Chapter 14, Garbage, Trash, and Weeds of the Code of Ordinances, revising the schedule of refuse rates by 6/10 of 1%, providing for monthly charges, and establishing an effective date of December 1, 2016. She stated that residential customers would see an increase of \$0.06 per month for a total of \$0.72 a year, and commercial customers would see an increase of \$0.13 per month.

Commissioner Moon made a motion to approve the Ordinance amending Chapter 14, Garbage, Trash, and Weeds of the Code of Ordinances, revising the schedule of refuse rates by 6/10 of 1%, providing for monthly charges, and establishing an effective date of December 1, 2016. Commissioner Lewis seconded the motion.

Commissioners asked questions of Lisa Agnor regarding this item.

This item passed with a vote of 6:0.

CITY MANAGER REPORTS AND REQUESTS FOR CITY COMMISSION CONSIDERATION

371. **CONSIDER APPROVAL OF THE PURCHASE OF A NEW 2017 AMBULANCE FOR THE FIRE DEPARTMENT EMS DIVISION AND AUTHORIZE THE CITY MANAGER TO SEND A LETTER OF INTENT TO LOCK IN THE CURRENT, SPECIFIED PURCHASE PRICE.**

Reggie Cooper, Fire Chief, asked for approval to purchase a new 2017 ambulance for the Fire Department EMS Division and to authorize the City Manager to send a letter of intent to lock in the current, specified purchase price.

Commissioner Mitchell made a motion to approve the purchase of a new 2017 ambulance for the Fire Department EMS Division and to authorize the City Manager to send a letter of intent to lock in the current, specified purchase price. Commissioner Moon seconded the motion, which passed with a vote of 6:0.

372. **CONSIDER APPROVAL TO AWARD A BID FOR THE RENOVATION OF THE MARSHALL PUBLIC LIBRARY FACILITY AND TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONSTRUCTION CONTRACT.**

Lisa Agnor asked for approval to award a bid for the renovation of the Marshall Public Library facility to Casey Slone Construction in the amount of \$462,080 and for authorization to enter into a construction contract with the low bidder, Casey Slone Construction.

Commissioners asked questions of City Staff regarding this item.

Chairman Neal made a motion to award a bid for renovation of the Marshall Public Library facility to Casey Slone Construction and to authorize the City Manager to enter into a construction contract with Casey Slone Construction. Commissioner Moon seconded the motion, which passed with the following vote:

Ayes: 4, Chairman Neal, Commissioners Lewis, Mitchell and Moon

Nays: 0

Abstain: 2, Commissioners Carter and Hurta

373. **CONSIDER APPROVAL OF A CHANGE ORDER FOR THE CONTRACT AWARDED FOR THE RENOVATION OF THE MARSHALL PUBLIC LIBRARY FACILITY.**

Lisa Agnor asked for approval of a change order for the contract awarded for the renovation of the Marshall Public Library facility from \$462,080 to \$347,080.

Jack Redmon detailed the specific changes for the facility.

Commissioners asked questions of Jack Redmon regarding this item.

Commissioner Moon made a motion to approve a change order for the contract awarded for the renovation of the Marshall Public Library facility. Commissioner Lewis seconded the motion.

The Commission engaged in further discussion regarding this item.

This item passed with a vote of 6:0.

374. CONSIDER APPROVAL OF AN APPOINTMENT TO THE MEMORIAL CITY HALL DEVELOPMENT ADVISORY COMMITTEE.

Lisa Agnor stated that the members of the Memorial City Hall Development Advisory Committee requested Maestro Kermit Poling, Conductor of the Marshall Symphony, be appointed to serve on this committee.

Commissioner Hurta made a motion to approve the appointment of Maestro Kermit Poling to the Memorial City Hall Development Advisory Committee. Commissioner Moon seconded the motion, which passed with a vote of 6:0.

375. CONSIDER APPROVAL OF AN INTERLOCAL AGREEMENT WITH HARRISON COUNTY FOR SHERIFF'S DEPARTMENT INMATE SERVICES.

Lisa Agnor asked for approval of an Interlocal Agreement with Harrison County for Sheriff's Department inmate services.

Commissioners asked questions of Todd Fitts, City Attorney, regarding this item.

Commissioner Moon made a motion to approve an Interlocal Agreement with Harrison County for Sheriff's Department inmate services. Commissioner Hurta seconded the motion, which passed with a vote of 6:0.

376. CONSIDER APPROVAL OF AN INTERLOCAL AGREEMENT WITH HARRISON COUNTY FOR PUBLIC LIBRARY SERVICES.

Lisa Agnor asked for approval of an Interlocal Agreement with Harrison County for Public Library Services in the amount of \$59,600.

Commissioner Carter made a motion to approve the Interlocal Agreement with Harrison County for Public Library Services. Commissioner Moon seconded the motion, which passed with a vote of 6:0.

377. CONSIDER APPROVAL OF AN INTERLOCAL AGREEMENT WITH HARRISON COUNTY FOR ANIMAL SHELTER SERVICES.

Lisa Agnor asked for approval of an Interlocal Agreement with Harrison County for Animal Shelter Services in the amount of \$39,100.

Commissioner Lewis made a motion to approve the Interlocal Agreement with Harrison County for Animal Shelter Services. Commissioner Moon seconded the motion, which passed with a vote of 6:0.

378. CONSIDER APPROVAL OF AN INTERLOCAL AGREEMENT WITH HARRISON COUNTY FOR AMBULANCE/RESCUE SERVICES.

Lisa Agnor asked for approval of an Interlocal Agreement with Harrison County for Ambulance/Rescue Services in the amount of \$7,675.

Commissioner Carter made a motion to approve the Interlocal Agreement with Harrison County for Ambulance/Rescue Services. Commissioner Moon seconded the motion, which passed with a vote of 6:0.

379. DISCUSSION OF AND CONSIDERATION OF THE PURCHASE OF IPADS FOR CITY COMMISSIONERS IN ORDER FOR AGENDA INFORMATION PACKETS TO BE DISTRIBUTED ELECTRONICALLY.

Commissioner Moon stated her reasons for requesting this item.

Jack Redmon provided information regarding estimated costs related to this item.

Commissioners asked questions of City Staff regarding this item.

Commissioner Mitchell made a motion to approve the purchase of iPads for City Commissioners in order for agenda information packets to be distributed electronically. Commissioner Moon seconded the motion.

The Commission engaged in further discussion regarding this item.

This item passed with a vote of 6:0.

380. REPORT REGARDING THE STATUS OF THE MEMORIAL CITY HALL RENOVATION PROJECT.

Lisa Agnor and Jack Redmon presented a report regarding the status of the Memorial City Hall renovation project.

The Commission engaged in a discussion with City Staff and John Flowers, Architect, regarding this item.

381. RECOMMENDATIONS FOR APPOINTMENTS TO VARIOUS CITY BOARDS, COMMISSIONS, AND COMMITTEES.

Lisa Agnor presented a report regarding recommendations for appointments to the various City boards, commissions, and committees.

The Commission engaged in discussion regarding this item.

382. CONSIDERATION OF ITEMS WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the Consent Agenda.

383. REQUESTS FROM COMMISSIONERS FOR ITEMS TO BE PLACED ON FUTURE AGENDAS

There were no requests for items to be placed on future agendas.

384. ADJOURNMENT

Commissioner Moon made a motion for adjournment. Commissioner Lewis seconded the motion, which passed with a vote of 6:0.

APPROVED:

**Chairman of the City Commission
of the City of Marshall, Texas**

ATTEST:

City Secretary

**Ordinances: O-16-23
O-16-24
O-16-25**

MINUTES OF THE SPECIAL-CALLED MEETING OF THE
CITY COMMISSION OF THE CITY OF MARSHALL
WEDNESDAY, NOVEMBER 30, 2016
5:00 PM

Chairman Eric Neal called the Special-Called meeting to order in Conference Room D, Center of Applied Technology, 2660 East End Boulevard South at 5:00 p.m.

PRESENT:

CHAIRMAN: Eric Neal, District 3

COMMISSIONERS:

Gloria Moon, District 1
LaDarius Carter, District 4
Doug Lewis, District 7

Michael Mitchell, District 2
Larry Hurta, District 6

ABSENT: Vernia Calhoun, District 5

ADMINISTRATIVE STAFF PRESENT:

Lisa Agnor, City Manager
Elaine Altman, City Secretary/Finance Director
Wes Morrison, Planning & Development Director

MEDCO BOARD PRESENT:

T.D. (Rusty) Howell, Chairman	Hal Cornish, Vice Chairman
Jerry Benson, Secretary/Treasurer	Ed Hoffman, Director
Donna Maisel, CEC, Executive Director	Chad Sims, Director

REQUESTS FOR CITY COMMISSION CONSIDERATION

385. CONSIDER APPROVAL OF THE MARSHALL ECONOMIC DEVELOPMENT CORPORATION'S NOMINEE FOR APPOINTMENT TO THE MEDCO BOARD.

Rusty Howell, MEDCO Chairman, asked for approval to appoint Chad Sims to fill a second term on the MEDCO Board.

Chairman Neal made a motion to appoint Chad Sims to the MEDCO Board. Commissioner Mitchell seconded the motion which passed with a vote of 5-0.

Commissioner Hurta jointed the meeting.

386. CONSIDER APPROVAL OF EXPENDITURE IN EXCESS OF \$50,000 BY THE MARSHALL ECONOMIC DEVELOPMENT CORPORATION.

MEDCO Chairman, Rusty Howell, presented a rail expansion proposal and asked for approval of \$350,000 to fund the project. The proposed track extension has potential use by 2-3 companies in Marshall and would enable a new company to expand into Marshall.

The Commission asked questions and discussed the proposal.

Commissioner Mitchell made a motion to approve \$350,000 to fund the rail expansion. Commissioner Carter seconded the motion which passed with a vote of 6-0.

387. PRESENTATION OF SEMI-ANNUAL REPORT BY THE MARSHALL ECONOMIC DEVELOPMENT CORPORATION.

Donna Maisel, CEcD, Executive Director, presented MEDCO's semi-annual report.

The Commission asked questions and discussed the report.

388. GENERAL DISCUSSION REGARDING ECONOMIC DEVELOPMENT WITHIN THE CITY OF MARSHALL.

The Commission engaged in discussion regarding economic trends, specifically related to oil & gas and East Texas.

The Commission congratulated MEDCO on their achievements.

Lisa Agnor, City Manager, commented on the synergy between MEDCO, the City Commission and City Staff.

389. ADJOURNMENT

Commissioner Carter made a motion for adjournment. Commissioner Lewis seconded the motion, which passed with a vote of 6:0.

APPROVED:

**Chairman of the City Commission
of the City of Marshall, Texas**

ATTEST:

City Secretary